

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

Civil Action No: 1:23-cv-00077

AMY BRYANT, MD,

Plaintiff,

v.

JOSHUA H. STEIN, in his official capacity as Attorney General for the State of North Carolina; JEFF NIEMAN, in his official capacity as District Attorney for North Carolina 18th Prosecutorial District; KODY H. KINSLEY, in his official capacity as the North Carolina Secretary of Health and Human Services; MICHAUX R. KILPATRICK, MD, PhD, in her official capacity as President of the North Carolina Medical Board; and CHRISTINE M. KHANDELWAL, DO; DEVDUTTA G. SANGVAI, MD, MBA; JOHN W. RUSHER, MD, JD; WILLIAM M. BRAWLEY; W. HOWARD HALL, MD; SHARONA Y. JOHNSON, PhD, FNP-BC; JOSHUA D. MALCOLM, JD; MIGUEL A. PINEIRO, PA-C, MHPE; MELINDA H. PRIVETTE, MD, JD; ANURADHA RAO-PATEL, MD; and ROBERT RICH, JR., MD, in their official capacities as Board Members of the North Carolina Medical Board,

Defendants.

**NOTICE OF NO POSITION ON
DEFENDANT-INTERVENORS'
MOTION TO DISMISS [DE 53]
ON BEHALF OF DEFENDANT
NIEMAN**

NOW COMES Defendant Jeff Nieman, in his official capacity as District Attorney for North Carolina's 18th Prosecutorial District, by and through his undersigned counsel,

to inform the Court and counsel that he takes no position on Defendant-Intervenors' motion to dismiss [DE 53].

Respectfully submitted, this the 28th day of April, 2023.

JOSHUA H. STEIN
ATTORNEY GENERAL

/s/ Kathryn H. Shields
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